



**METROPOLITAN  
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*Scott Haggerty, Chair*  
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and Urban Development

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Solano County and Cities

*Amy Rein Worth*  
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*Ken Yeager*  
Santa Clara County

*Vacancy*  
City and County of San Francisco

*Steve Heminger*  
Executive Director

*Ann Flemer*  
Deputy Executive Director, Policy

*Andrew B. Fremier*  
Deputy Executive Director, Operations

**Legislation Committee  
February 9, 2011  
Minutes**

Chair Rubin called the meeting to order at 11:35 a.m. Committee members in attendance: Chu, Giacomini, Halsted, Lempert, Mackenzie, Rein Worth, Sperling, and Yeager. Commissioners Haggerty and Tissier attended as ex-officio voting members. Also in attendance as ad hoc Committee members: Commissioners Bates, Dodd, and Kinsey.

The **Minutes** of the January 14, 2011 meeting were unanimously approved after a motion by Commissioner Rein Worth and a second by Commissioner Mackenzie.

**MTC Resolution No. 3931, Revised**

The Committee received the report from Pam Grove of MTC staff. Resolution No. 3931, Revised recommends candidates to fill four vacancies on MTC's Policy Advisory Council. Commissioner Mackenzie moved to approve MTC Resolution No. 3931, Revised. The resolution was unanimously forwarded to Commission for approval after a second by Commissioner Rein Worth.

**Legislative History**

The Committee received the report from Rebecca Long of MTC staff.

**AB 3 (Miller)**

AB 3 would require a person who requests that the Department of Motor Vehicles (DMV) keep their home address confidential to provide the DMV with a current employment address for the purpose of collecting traffic, parking, or toll road violations.

Commissioner Rein Worth moved approval to support AB 3 (Miller) and seek amendment to include bridge toll violations in the list of unpaid violations for which the DMV would not renew a vehicle registration. Commissioner Lempert seconded the motion and it was unanimously moved to Commission for approval.

**SB 28 (Simitian)**

SB 28 would strengthen California's existing laws related to the use of cell phones or sending text messages while driving or bicycling by seeking to expand drivers' understanding of current laws and imposing stiffer penalties for the violation of those laws.

Commissioner Mackenzie moved approval to support SB 28 (Simitian) and Commissioner Chu seconded the motion. The motion was unanimously moved to the Commission for approval.

### **Federal Gasoline Excise Tax Swap**

The Committee received the report from Randy Rentschler of MTC staff. Commissioner Spering asked if the proposed swap would index the gas tax. Executive Director Steve Heminger said the swap would actually be a full conversion to a sales tax. He added that the swap is beneficial because 1) it does not raise taxes; 2) it does not worsen the deficit; and 3) it raises more money in the short- and long-term.

Commissioner Haggerty moved approval to support converting the flat 18-cents per gallon federal gasoline excise tax to a sales tax. The motion was unanimously moved to the Commission for approval after a second by Commissioner Lempert.

### **Tom Bulger's Report**

The Committee received the monthly report from Tom Bulger as presented by Mr. Rentschler.

### **Other Business/Public Comment/Adjourn**

Chair Rubin recognized Jerry Grace of the public. Chair Rubin thanked Commissioners Chu, Lempert, and Yeager for their years of service to the Legislation Committee.

The meeting was adjourned at 11:52 a.m. The next Committee meeting is scheduled for Friday, March 11, 2011 at 10:00 a.m. in the Lawrence D. Dahms Auditorium, Joseph P. Bort MetroCenter, Oakland, CA.